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6 UNITED STATES DISTRICT COURT  
7  
8 NORTHERN DISTRICT OF CALIFORNIA  
9  
10 SAN FRANCISCO DIVISION

11 JESUS TORRES,

12 Plaintiff,

13 v.

14 SAFEWAY INC.,

15 Defendants.  
16  
17

Case No. C05-0567 WHA

**STIPULATION AND REQUEST FOR  
ORDER TO CONTINUE THE DATE  
BY WHICH MEDIATION MUST BE  
HELD**

18 Plaintiff Jesus Torres ("Plaintiff") and defendant Safeway Inc. ("Defendant") (collectively  
19 referred to as the "Parties") hereby stipulate and agree, through their counsel of record, that the  
20 deadline by which a mediation must be held currently set for August 15, 2005, be continued to and  
21 including August 31, 2005. The Parties, through their counsel of record, respectfully submit that  
22 there is good cause for this order:

23 (1) This Complaint was filed February 8, 2005. The trial date is September 1, 2006.  
24 The deadline by which a mediation must be held is currently set for August 15, 2005.

25 (2) Counsel for Defendant, William F. Murphy, will be out of the country from July  
26 19, 2005, through on or about August 13, 2005.

27 (3) The mediator, Marjorie Gelb will be unavailable from approximately the last week  
28 of August 2005, through the first week of September 2005.

Case No. C05-0567 WHA

Stipulation and Request for Order To Continue Deadline by which Mediation Must Be Held

1 (4) In order to accommodate Mr. Murphy and Ms. Gelb's schedules, and to allow the  
2 Parties sufficient time to adequately prepare for a meaningful mediation, subject to the Court's  
3 permission, the Parties have agreed to a mediation date of August 23, 2005.

4 (5) This continuance will not effect any other dates currently set by the Court.

5  
6 Dated: June 23, 2005

THOMAS N. STEWART, III

7 /s/

8 By: \_\_\_\_\_  
9 Attorneys for Plaintiff.

10 Dated: June 23, 2005

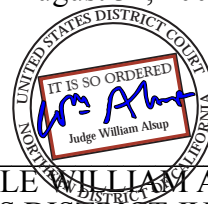
DILLINGHAM & MURPHY, LLP  
WILLIAM F. MURPHY  
STACY A. SMITH

13 By: \_\_\_\_\_/s/  
14 Attorneys for Defendant SAFEWAY INC.

15  
16 **ORDER**

17 Pursuant to the Parties' stipulation, IT IS ORDERED that the deadline by which mediation  
18 must be held, currently set for August 15, 2005, is continued to August 31, 2005.

19 Dated: July 5, 2005



THE HONORABLE WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE